IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Civil Writ Petition No. 791 of 2006 (S/S)

1. Rishi Ram Raturi
   S/o Sri T.D. Raturi
2. Pooran Lal
   S/o late Sri Kishori Lal
3. Shiv Charan
   S/o late Sri Shankar Lal

…….. Petitioners

Versus

1. Garhwal Mandal Vikas Nigam
   through its Managing Director,
   65-D Rajpur Road, Dehradun.
2. Garhwal Anushuchit Janjati Vikas Nigam Ltd.
   through its Managing Director,
   65 –D, Rajpur Road, Dehradun.

…….. Respondents.

Mr. B.P. Nautiyal, learned counsel for the petitioners.
Mr. Shobhit Saharia, learned counsel for respondents.

Hon'ble Prafulla C. Pant, J

Learned counsel for the parties are present.

2. By means of this petition, the petitioners, who are engaged on daily wages with Garhwal Anushuchit Janjati Vikas Nigam Ltd., have sought their regularisation in service, on the ground that they have worked more than 240 days in a calendar year.

3. In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Page 01,*** that daily wage workers and the persons employed without undergoing regular

selection process under the rules, should not be permitted to be absorbed or regularized in the service, against the Constitutional scheme of public employment, this Court is not inclined to issue direction to regularise services of the petitioners.

4. The writ petition is dismissed. Interim order, if any, stands vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant, J.)

Dt.: December 01, 2006
H. Negi